

Magistrate Judge S. Kate Vaughan

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AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff

v.

ERIC KIKKERT

Defendant.

CASE NO. MJ22-128

COMPLAINT

Title 18, United States Code,
Section 875

BEFORE United States Magistrate Judge S. Kate Vaughan, Seattle, Washington.

The undersigned complainant being duly sworn states:

COUNT 1

(Interstate Threats)

On or about March 21, 2022, in King County, within the Western District of Washington, and elsewhere, ERIC KIKKERT knowingly and willfully did transmit in interstate and foreign commerce from the State of Washington to Texas, communications, to wit, a series of voicemails, the communications contained a threat to injure a person, that is a United States Senator, namely:

- “That’s a fucking vaccine. And if you don’t fucking talk to me about it. If you don’t advocate for it, I’m gonna fucking blow your brains out”

COMPLAINT / U.S. v. Eric Kikkert - 1
USAO 2022R00382

UNITED STATES ATTORNEY
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- 1 • "I'm gonna blow your fucking brains out dude, literally."
- 2 • "So I think if you think about what the fuck I'm talking about, alright, I'm willing
- 3 to put a gun in your face. You better fucking think about it."

4 All in violation of Title 18, United States Code, Section 875(c).

5 I, Caryn Highley, having been duly sworn, state as follows:

6 **AFFIANT BACKGROUND**

7 1. I am employed as a Special Agent with the Federal Bureau of
8 Investigation and have been employed with the FBI since August 2014. I am currently
9 assigned to the Seattle Field Division where I am a member of the Sound Regional
10 Violent Crime Task Force, which focuses on violent crimes, including violent threats,
11 and crimes committed within the maritime and aircraft special jurisdiction of the United
12 States. I am a law enforcement officer currently authorized to investigate and enforce
13 violations of federal criminal statutes, including those found in Title 18, 21 and 49 of the
14 United States Code. I have received basic law enforcement training at the 20-week FBI
15 Academy. This training focused on various aspects of conducting criminal enterprise
16 investigations such as interviewing and interrogation techniques, physical and electronic
17 surveillance, development and management of confidential human sources, and arrest
18 planning and execution.

19 2. The facts in this affidavit come from my personal observations, training and
20 experience, and information obtained from other law enforcement officers.

21 This affidavit is submitted for the limited purpose of establishing probable cause to
22 believe that ERIC KIKKERT has committed the offense above. I have not included
23 every fact concerning this investigation. Rather, I have set forth the facts that I believe
24 are necessary for a fair determination of probable cause.

SUMMARY OF PROBABLE CAUSE

3. On March 8, 2022, the United States Capitol Police received a copy of an email sent by ERIC KIKKERT. KIKKERT said that on the following day he was going to “assume the role of the Acting President of the United States with the Law of the Land.” His email contained a host of other non-sensical statements, including “For my second action as active president I shall initiate the sex and human trafficking counter measures on all sectors in which it exists to include the Life Saving Amulet. Fillabuster.” KIKKERT identified himself in the email by name, and provided his home address, which is in Kent, Washington. According to the United States Secret Service, KIKKERT has a history of making threatening comments about individuals in government.

4. Special Agent Wilson with the Capitol Police called KIKKERT. KIKKERT told Special Agent Wilson that he planned to travel to Washington, D.C. Although KIKKERT denied any intent to harm anyone, he said he planned to visit the White House, and if unsuccessful in what he hoped to accomplish, that he planned to start a militia. He said he had seen mental health professionals in the past, but believed his illness had resolved.

5. Special Agent Wilson called KIKKERT’s mother. She said that KIKKERT suffers from mental illness, but that he refuses to take medication or continue mental health treatment. She said that she had never witnessed KIKKERT be violent, and that he does not have an interest in weapons.

6. On March 10, 2022, the Secret Service encountered KIKKERT at a hotel in Washington, D.C. KIKKERT said he was a pacifist and was in Washington, D.C., to advocate for more rights.

7. On March 13, 2022, KIKKERT emailed the United States Capitol Police. He complained about an alleged kidnapping, and made non-sensical statements, including “You may not use ‘due process’ to evade justice nor to violate ‘good behavior’ and as such you are subject to direct article 3. Which is 5 years and 10,000 dollars or execution. Death by firing squad.”

1 8. On March 16, 2022, a Maryland state police officer encountered
2 KIKKERT. The officer trespassed KIKKERT from the Hagerstown Speedway in
3 Maryland.

4 9. On March 18, 2022, the United States Capitol Police received a voicemail
5 which KIKKERT had previously left for the Architect of the Capitol Office of Inspector
6 General. He claimed to be in Washington, D.C. He rambled during the voicemail,
7 including stating “They are now using due process to evade justice, and I’m calling to
8 request assistance before I have to form and regulate a militia, deputize my own, uh,
9 militia participants, and then enforce the constitution myself.”

10 10. On that same day, KIKKERT posted on Facebook:



Eric Maker

March 18 at 11:25 AM · 🌐

...

13 Hello, I am looking to purchase some things I need a pistol or two preference is 9 mill, I also
14 would like a 12 gauge shotgun and purhaps one of those ar15s your talking about. [REDACTED]

15 I will pay for gas, time spent driving at 22 \$ a hour and any processing fees. To include a handling
16 fee of 115 dollars.

17 KIKKERT is a convicted felon who is prohibited from possessing firearms. KIKKERT’s
18 mother reported this post to the United States Capitol Police and expressed concern about
19 his changed attitude regarding firearms.

20 11. On March 20, 2022, a KIKKERT’s mother shared recent text messages
21 during which KIKKERT expressed an interest in obtaining body armor.

22 12. On March 21, 2022, a man, who appeared to be KIKKERT given the phone
23 number used, called Senator Cruz’s office, and stated that the Senator either could
24 “answer my questions by giving me a call or at the end of my rifle.” On March 22, 2022,
25 an individual shared with the United States Capitol Police the following text message
26 from KIKKERT that included a photograph of KIKKERT from his time in the military:
27
28

Ted Cruz is going to
call me or ill end up
in his fucking face
with an assault rifle.



In another shared text, KIKKERT stated: “The death toll stacks every min... Death by firing squad is a legal threat under article 3.”

13. On March 22, 2022, Senator Cruz’s office forwarded voicemails that the office had recently received from KIKKERT, who identified himself by name in one of the voicemails. In the voicemails, he made a number of threatening statements, such as:

- “That’s a fucking vaccine. And if you don’t fucking talk to me about it. If you don’t advocate for it, I’m gonna fucking blow your brains out”
- “I’m gonna blow your fucking brains out dude, literally.”
- “So I think if you think about what the fuck I’m talking about, alright, I’m willing to put a gun in your face. You better fucking think about it.”.

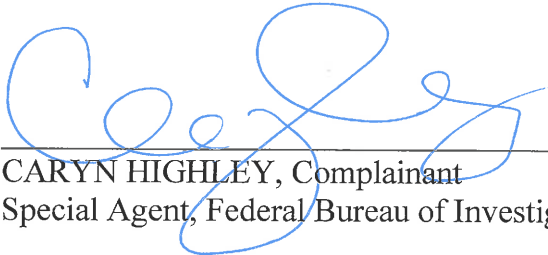
1 14. According to T-Mobile records, these calls routed from a Kent, Washington
2 tower. Thus, the calls were made from the Western District of Washington. They were
3 received by Senator Cruz's office in Austin, Texas.

4 15. On that same date, KIKKERT called Senator Cruz's office again, and
5 reached a live person, KIKKERT said that he was "one step away from getting an assault
6 rifle and pointing it at the Senator."

7 16. KIKKERT called Senator Cruz's office again the following day.
8 KIKKERT said he was not joking about his threats, and said he wanted to ask Senator
9 Cruz some questions "before I shove a rifle in his face and kill him."

10
11 **CONCLUSION**

12 17. Based on the above facts, I respectfully submit that there is probable cause
13 to believe that Defendant, ERIC KIKKERT, did knowingly and intentionally commit the
14 offense of sending interstate threatening communications, in violation of Title 18, United
15 States Code, Section 875.

16
17 
18 CARYN HIGHLEY, Complainant
19 Special Agent, Federal Bureau of Investigation

20 Based on the Complaint and Affidavit sworn to before me, and subscribed in my
21 presence, the Court hereby finds that there is probable cause to believe the Defendant
22 committed the offense set forth in the Complaint.

23 Dated this 1st of April, 2022.

24
25 
26 S. KATE VAUGHAN
27 United States Magistrate Judge
28